IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 10946 of 2004

Between:

Dr.B.Chandrashekar, S/o.Late Dr.B.Shanmukeshwara Rao,
Municipal Chairperson, Kakinada, R/o.D.No.11-5-11,
Gopalakrishna Street, Ramaraopet, kakinada,East Godavari Dist.

..... PETITIONER

AND

1 The Govt. of A.P. rep. by the Prl. Secretary, Municipal Administration and urban Development Dept.,
Secretariat, Hyderbad.
2 The Commissioner & Director of Muicipal Administration A.P,Hyderabad.
3 The Commissioner of Kakinada Municipalilty, Kakinada,E.G.Dist.

.RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ, order or direction more particularly one in the nature of writ of mandamus declaring the inaction on the part of the respondents in not taking any action on his representations dt.29-04-04, 30-04-04, 1-5-04, 6-5-04, 10-5-04, and 31-5-04 and consequently to direct the respondents to conduct a detailed enquiry on his representations and complaints and take suitable actions against the persons responsible for the same within the time fixed by the Hon'ble court or to pass.

Counsel for the Petitioner: SMT.N.(P).ANJANA DEVI, SATYANARAYANA

Counsel for the Respondent Nos.1 and 2 : GP FOR MUNCIPAL ADMN. & URBAN DEV.

Counsel for the Respondent No. 3 : D.Srinivas-Advocate

The Court at the stage of admission made the following :

The present writ petition is filed questioning the action of the respondents in not taking action on representations filed by the petitioner on 29-4-2004, 30-4-2004, 1-5-2004, 6-5-04, 10-5-04 and
31-5-2004 and for a consequential direction to the respondents to conduct a detailed enquiry on the said representations and to take suitable action against the persons responsible.

The petitioner claims to be a Doctor by profession and elected as the Chair Person of Kakinada Municipality in the elections held in the year 2000 and that his tenure is still in force. It is alleged that some of the councilors had formed into a syndicate and are blackmailing and threatening to kill him, and that he had also brought the same to the notice of third respondent and that no action is taken thereon. It is also stated that in his absence, on 31-3-2004 a meeting was held regarding collection of market fee, and a resolution appointing a temporary chairperson was also passed. That the petitioner made a complaint to the third respondent to probe into the matter but no action was taken thereon. The petitioner claims to have made series of representations/complaints to the authorities concerned and also communicated the same to the Hon'ble Chief Justice of this Court and alleges that no action was taken thereon.

Heard the learned counsel for petitioner, learned Government Pleader for Municipal Administration and Mr.D.Srinivas, learned Standing Counsel for third respondent municipality.

Having regard to the facts and circumstances of the case, and having regard to the fact that the representation dated 1-5-2004 is pending before respondent No.1, I deem it appropriate to direct the first respondent to consider and dispose of the same in accordance with law, as expeditiously as possible.

Subject to above direction, the writ petition is dismissed at the admission stage. No costs.

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N.V.RAMANA,J

30-06-2004

TVK

To

1.. The Prl.Secretary,

Govt. of A.P.

Municipal Administration and urban Development Dept.

Secretariat, Hyderbad.

2.. The Commissioner & Director of Muicipal Administration

A.P,Hyderabad.

3.. The Commissioner of Kakinada Municipalilty, Kakinada,E.G.Dist.

4. 2CCs to **GP FOR MUNCIPAL ADMN. & URBAN DEV.**

5. 2CD copies

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